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|--|---|--|---|
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| 12<br>13   | Attorneys for Defendant CLOVER-STORNETTA FARMS, INC.  |  |   |
| 14   |   |  |   |
| 15   | IN THE UNITED STATES DISTRICT COURT   |  |   |
| 16   | FOR THE NORTHERN DISTRICT OF CALIFORNIA   |  |   |
| 17<br>18   | SAN FRA   | ANCISCO DIVISION   |   |
| 19<br>20<br>21<br>22<br>23<br>24<br>25<br>26<br>27 | DEBORAH ROSS and AMY GITSON, individually and on behalf of all others similarly situated,  Plaintiffs,  v.  CLOVER-STORNETTA FARMS, INC.  Defendant.  | Case No. C 13-1517 EDL  STIPULATION AND [PROPOSED] ORDER REGARDING BRIEFING SCHEDULE ON MOTION TO DISMISS COMPLAINT AS MODIFIED  Judge: Hon. Elizabeth D. Laporte  Original Complaint Filed: April 4, 2013 |   |
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|  | Stipulation re Briefing Schedule on Motion to Dismiss -1  |  |   |

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| 1          | The parties, through their undersigned counsel, hereby stipulate and agree as follows:        |  |  |
|------------|---|--|--|
| 2          | WHEREAS, on April 4, 2013, Plaintiffs filed their Complaint for Damages, Equitable and        |  |  |
| 3 4        | Injunctive Relief ("Complaint");  |  |  |
| 5          | WHEREAS, on August 5, 2013, Defendant filed a Motion to Dismiss Plaintiffs' Complaint         |  |  |
| 6          | ("Motion");   |  |  |
| 7          | WHEREAS, Plaintiffs' response to the Motion is due August 19, 2013, the reply is due          |  |  |
| 8          | August 26, 2013 and the hearing is scheduled on September 19, 2013;                           |  |  |
| 9          | WHEREAS, Plaintiffs need more time to prepare their response to the Motion;                   |  |  |
| 10         | NOW, therefore, the parties hereby STIPULATE that Plaintiffs' response to Defendant's         |  |  |
| 11<br>12   | Motion to Dismiss will be due September 4, 2013, Defendant's reply will be due September 19,  |  |  |
| 13         | 2013 and the hearing shall be scheduled on October 2, 2013.                                   |  |  |
| 14         | The parties further STIPULATE that the deadline for the parties' initial disclosures shall be |  |  |
| 15         | moved to 10 days after the Court's ruling on Defendant's Motion to Dismiss.                   |  |  |
| 16         | IT IS SO STIPULATED.  |  |  |
| 17         | II IS SO STILULATED.  |  |  |
| 18<br>19   | Dated: August 7, 2013 Dated: August 7, 2013   |  |  |
| 20         | PRATT & ASSOCIATES  LEWIS BRISBOIS BISGAARD & SMITH  LLP                                      |  |  |
| 21         | /s/ Pierce Gore Ben F. Pierce Gore /s/ Katherine A. Higgins                                   |  |  |
| 22         | Ben F. Pierce Gore  /s/ Katherine A. Higgins  Katherine A. Higgins  Attorney for Plaintiffs   |  |  |
| 23         | DEBOŘAH ROSS and AMY GITSON Attorneys for Defendant CLOVER- STORNETTA FARMS, INC.             |  |  |
| 24         |   |  |  |
| 25<br>26   | Pierce Gore attests that Katherine A. Higgins has consented to the filing of this document.   |  |  |
| 20  <br>27 | /s/ Pierce Gore   |  |  |
| 28         | Pierce Gore   |  |  |
|            | Stipulation re Briefing Schedule on Motion to Dismiss -2-                                     |  |  |

Class Action Complaint

## **ORDER**

The hearing on Defendant's Motion to Dismiss is set for October 9, 2013, at 10:00 a.m.

IT IS SO ORDERED, this 12 day of August, 2013.

Hon Elizabeth D. Laporte

United States Magistrate Judge Northern District of California

Stipulation re Briefing Schedule on Motion to Dismiss

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